IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 58 OF 2005.

Vijay Vinayak Kshirsagar. ... Appellant.

V/s.

Sou.Manisha Vijay Kshirsagar. ... Respondent.

P.D.Dalvi for the appellant.

B.R.Choudhary for the respondent.

CORAM : A.S.Oka, J.

DATED : 24th January, 2005

P.C. :

. Heard learned counsel for the appellant.

2. The challenge is to the order of remand dated 8th October, 2004. The order of remand has been passed by the appellate Court with a view to grant one more opportunity to the respondent wife to defend the petition for divorce filed against her by the appellant husband.

3. Considering the fact that on a petition filed by the appellant decree of divorce was passed by the trial Court, I find no error with the impugned judgment and order.

4. Hence there is no merit in the appeal.

Appeal is dismissed.

5. Learned appellate Court had directed the parties to appear in the trial Court on 25th October, 2004. However, learned Judge has not passed any order for expeditious hearing of the petition filed by the appellant husband. The petition filed by the appellant is praying for decree of divorce and has been filed in the year 1998. Considering this aspect, learned trial Judge will dispose of the petition filed by the appellant as expeditiously as possible, in any event, on or before 31st August, 2005.

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